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August 12, 2004

## CONFIDENTIAL INFORMATION — SUBJECT TO PROTECTIVE ORDER IN WT DOCKET NO. 04-70

VIA HAND DELIVERY

Ms. Marlene H. Dortch Secretary Federal Communications Commission 445 Twelfth St., SW Washington, DC 20554

Re:

Applications for the Transfer of Control of Licenses and Authorizations from AT&T Wireless Services, Inc. and Its Subsidiaries to Cingular Wireless Corporation (WT Docket No. 04-70)

Dear Ms. Dortch:

On behalf of Nextel Communications, Inc. ("Nextel"), and in accordance with the instructions contained in the Commission's July 16, 2004 Information Request to Nextel in the above-captioned proceeding, we hereby notify the Commission that Nextel has provided to Susan Singer, Assistant Division Chief of the Policy Division of the Wireless Telecommunications Bureau, a CONFIDENTIAL version of Nextel's first response to the July 16 Request, as revised through discussions with Commission staff on July 30, 2004. This production provides (1) a description of the rate plans currently offered by Nextel to new customers for mobile services and (2) subscriber and revenue figures for Boost Mobile, Nextel's prepaid affiliate. As the Commission contemplated when it issued the Protective Order in this proceeding, the information contained in this response is both commercially and financially sensitive and concerns proprietary information that neither Nextel nor its subsidiaries would in the normal course of business reveal to the public or to their competitors. Under the terms of the Protective Order, Nextel is a Submitting Party and the confidential information it submits is therefore entitled to confidential treatment as prescribed in the Protective Order. Upon this

<sup>&</sup>lt;sup>1</sup> See Letter from John B. Muleta, Chief, Wireless Telecommunications Bureau, and Martin K. Perry, Chief Economist, Federal Communications Commission to Leonard Kennedy, Senior Vice President and General Counsel, Nextel Communications, Inc., WT Docket No. 04-70, dated July 16, 2004 (the "July 16 Request").

<sup>&</sup>lt;sup>2</sup> See Order Adopting Protective Order, DA 04-729, App. A ¶ 2 (rel. Mar. 17, 2004) ("Protective Order"); see also 47 C.F.R. § 0.457(d)(1).

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understanding, Nextel has submitted this CONFIDENTIAL version of its filing for the Commission's review in accordance with the terms of the Protective Order and the July 16 Request.

If you have any additional questions, please contact the undersigned.

Respectfully submitted,

To-Quyen T. Truong

Counsel for Nextel Communications, Inc.

cc: Susan Singer (Via Hand Delivery)
Assistant Division Chief, Policy Division
Wireless Telecommunications Bureau